

# **EXHIBIT “1”**

Hall Jaffe & Clayton, LLP  
 7425 Peak Drive  
 Las Vegas, NV 89128

[REDACTED]  
 [REDACTED]  
 [REDACTED]

March 9, 2020

In Reference To: **DAN GERMAIN adv. TERRANCE WALKER**  
**691.4495**

Re: **Dan Germain adv. Terrance Walker**  
 Insured: Dan Germain  
 Claimant: Terrance Walker  
 Claim No.: GC013216  
 Case #: 3:18-cv-00132-MMD-CBC  
 DOL:

ELECTRONIC BILLING - ALLEGIANT

Professional Services

		<u>Rate</u>	<u>Tax#</u>	<u>Amount</u>
4/23/2019 - STJ	Review lengthy and complex complaint filed by pro pro plaintiff prior to discussion with client	180.00/hr		54.00
- STJ	Telephone conference with client [REDACTED] [REDACTED]	180.00/hr		126.00
4/24/2019 - TRA	Review documents from client and carrier [200 pages] and begin analyzing potential motions to dismiss and anti-SLAPP motion	160.00/hr		240.00
4/25/2019 - TRA	Begin drafting motion to dismiss and Anti-SLAPP motion regarding plaintiffs' second amended complaint.	160.00/hr		752.00
- TRA	Telephone call with client Daniel Germain regarding motion to dismiss and anti-slapp motion.	160.00/hr		64.00

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		<u>Rate</u>	<u>Tax#</u>	<u>Amount</u>
4/26/2019	- TRA Continue drafting motion to dismiss and anti-SLAPP motion. Draft declaration for client's signature for anti-SLAPP motion.	160.00/hr		384.00
	- TRA Telephone call with attorney William Geddes counsel for co-defendant [REDACTED].	160.00/hr		96.00
	- TRA Email communication with attorney William Geddes counsel for co-defendant [REDACTED].	160.00/hr		32.00
	- TRA Telephone call with client Dan Germain regarding motion [REDACTED]	160.00/hr		48.00
	- STJ Telephone conference with client re: [REDACTED]	180.00/hr		54.00
	- STJ Draft supplemental facts and argument to motion to dismiss, with some brief and argument restructure	180.00/hr		504.00
4/29/2019	- TRA Revise and update motion to dismiss based on comments from client	160.00/hr		384.00
	- TRA Review plaintiff's motion for partial summary judgment for applicability to client and planned motions [66 page].	160.00/hr		112.00
	- TRA Review potential implications of lack of personal jurisdiction argument and change of venue to advise client on final revisions to motion.	160.00/hr		80.00
5/1/2019	- TRA Telephone call with client Daniel Germain regarding motion to dismiss [REDACTED]	160.00/hr		48.00
5/2/2019	- TRA Revise motion to dismiss to remove jurisdictional arguments and venue transfer and prepare for filing [2 pages].	160.00/hr		112.00
	- TRA Telephone conference with client re motion to be filed today	160.00/hr		32.00
	- TRA Email communication with client Dan Germain regarding draft motion and copy for his review.	160.00/hr		48.00
5/3/2019	- TRA Multiple eEmail communications [3] with client regarding Plaintiff's email regarding motion.	160.00/hr		48.00
	- TRA Review email from plaintiff regarding objections to motion to dismiss. Review documents [25 pages] referenced in plaintiff's email and propose response.	160.00/hr		64.00
	- TRA Draft supplement to motion to dismiss on authority questioned by plaintiff [2 pages].	160.00/hr		112.00

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		<u>Rate</u>	<u>Tax#</u>	<u>Amount</u>
5/6/2019	- TRA	Review plaintiff's motion for extension of time to respond to motion to dismiss and additional discovery. Review court order on the same [5 pages]. Review plaintiff's motion to strike Anti-SLAPP motion [10 pages]. Review case law cited by plaintiff and begin analyzing response.		160.00
	- TRA	Email communication with client Dan Germain regarding motion to strike filed by Plaintiff and motion to stay response to motion to dismiss.		48.00
5/7/2019	- TRA	Receipt and review plaintiff's objection to finding that Daniel Germain is not relying upon evidence in his motion to dismiss and that walker doesn't need discovery. [6 pages]. Review case law cited by plaintiff.		64.00
	- TRA	Receipt and review plaintiff's motion to strike Daniel Germain's declaration [3 pages]. Review case law cited by plaintiff.		48.00
	- TRA	Begin drafting omnibus response to Plaintiff's various motions to strike [5 pages].		560.00
5/9/2019	- TRA	Receipt and review Co-Defendants' Motions to Dismiss and related exhibits [50 pages].		80.00
	- TRA	Telephone conference with client Dan Germain regarding joinder to Intelli-Heart's motion to dismiss.		48.00
	- TRA	Receipt and review Plaintiff's motion to extend time to respond to EFC 169 [4 pages].		32.00
	- TRA	Telephone call with Kristen Geddes, co-defendant's counsel, regarding motions to dismiss and case status.		32.00
	- TRA	Receipt and review Plaintiff's Motion for partial summary judgment on count v [66 pages].		48.00
	- TRA	Receipt and review Plaintiff's motion to strike Anti-SLAPP motion [10 pages]. Analyze response.		112.00
5/10/2019	- TRA	Draft response to Plaintiffs' partial motion for summary judgment [3 pages].		112.00
5/13/2019	- TRA	Receipt and review Plaintiff's motion to reopen discovery [5 pages]. Receipt and review plaintiff's Motion to Allow Excess Pages to Respond to Anti-SLAPP motions [4 pages]. Receipt and review plaintiff's Motion to Withdraw of ECF 167 (Objection to Findings) [1 page]. Receipt and review Plaintiff's Errata to EFC 174 and '175 [1 page].		64.00
	- TRA	Telephone call with co-defendant counsel Kristen Geddes re Plaintiff's motion for summary judgment.		32.00

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		<u>Rate</u>	<u>Tax#</u>	<u>Amount</u>
5/13/2019	- STJ	Review emails from plaintiff ranting about nonsense		18.00
		180.00/hr		
	- STJ	Draft emails responding to plaintiff's rants		18.00
		180.00/hr		
5/14/2019	- TRA	Receipt and review Co-Defendant's motion to stay briefing scheduling for summary judgment [8 pages]. Receipt and review Plaintiff's response to our motion for leave for additional time to respond to motion for summary judgment [6 pages]. Receipt and review Plaintiff's response to co-defendant's motion to stay briefing schedule [6 pages].		64.00
		160.00/hr		
	- TRA	Continue drafting response to Plaintiff's Motion to Strike Anti-SLAPP motion. Continue drafting legal argument section and further walking the court through plaintiff's myriad and confusing allegations [3 pages].		336.00
		160.00/hr		
	- TRA	Begin preparing and drafting response to Plaintiff's Motion to Strike Daniel German's Declaration (EFC 160) Evidence on His Motion to Dismiss (EFC 159) [draft 3 pages].		368.00
		160.00/hr		
	- STJ	Review another email from plaintiff threatening sanctions		18.00
		180.00/hr		
	- STJ	Draft email to plaintiff re: his incorrect representations		18.00
		180.00/hr		
5/15/2019	- TRA	Receipt and review court's order regarding various motions and deadlines. [2 pages]. Update deadlines in litigation plan and analyze outstanding issues.		48.00
		160.00/hr		
	- TRA	Email communication with client Dan Germin regarding court order and motions for summary judgment.		32.00
		160.00/hr		
5/16/2019	- TRA	Begin drafting substantive response to plaintiff's motion for partial summary judgment, including sections on legal standard, facts and legal analysis [4 pages].		512.00
		160.00/hr		
5/17/2019	- TRA	Receipt and review court order regarding Plaintiff's motion for discovery [1 page].		16.00
		160.00/hr		
5/22/2019	- TRA	Receipt and review extensive email communication between plaintiff and co-defense counsel regarding discovery plan and other related issues.		32.00
		160.00/hr		
5/23/2019	- TRA	Receipt and review plaintiff's motion to compel defendant's to meet and confer on joint discovery plan [2pgs].		32.00
		160.00/hr		
5/24/2019	- TRA	Continue drafting response to plaintiff's motion for partial summary judgment, including fact section, preparing exhibits for summary judgment response, and revising and		816.00
		160.00/hr		

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		<u>Rate</u>	<u>Tax#</u>	<u>Amount</u>
	extending sections on absolute immunity, attorney-agency immunity, and lack of prima facie evidence [6 pgs].			
5/28/2019 - TRA	Continue drafting response to plaintiff's motion for partial summary judgment, updating section on underlying claims and lack of prima facie case and standard for summary judgment when moved by plaintiff [revise and draft 4 pgs] given plaintiff's unique position as a pro se party and moving for summary judgment on his own claims, additional briefing was required.	160.00/hr		320.00
5/31/2019 - TRA	Receipt and review district judge's order overruling various objections raised by Plaintiff to the magistrate judge's orders [5 pgs].	160.00/hr		32.00
6/4/2019 - TRA	Draft response to Plaintiff's Motion to Compel Meet and Confer [3 pgs].	160.00/hr		384.00
- TRA	Continue drafting response to plaintiff's motion for partial summary judgment, including sections on facts and drafting declaration in support [3 pgs].	160.00/hr		352.00
6/5/2019 - TRA	Receipt and review co-defendants' opposition to plaintiff's motion to compel discovery conference [5 pgs].	160.00/hr		32.00
6/6/2019 - TRA	Receipt and review plaintiff's reply in support of motion to compel discovery conference [4 pgs].	160.00/hr		32.00
6/7/2019 - TRA	Receipt and review order denying plaintiff's motion to compel discovery conference [1 pg].	160.00/hr		16.00
- TRA	Receipt and review plaintiff's motion for clarification/reconsideration on Rule 26(f) conference [3 pgs].	160.00/hr		32.00
6/10/2019 - TRA	Continue drafting response to plaintiff's motion for partial summary judgment, including refinement of facts section and additional legal argument on underlying claims. Prepare exhibits for response. [2 pgs].	160.00/hr		240.00
6/11/2019 - TRA	Multiple email communication [3] with client regarding draft response to plaintiff's motion for partial summary judgment.	160.00/hr		32.00
6/14/2019 - TRA	Receipt and review plaintiff's response to motions to dismiss and analyze potential issues for reply [44 pgs].	160.00/hr		112.00
- TRA	Begin drafting reply in support of motion to dismiss [3 pgs].	160.00/hr		336.00
- TRA	Email communication with client regarding plaintiff's response to motion to dismiss.	160.00/hr		32.00

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		<u>Rate</u>	<u>Tax#</u>	<u>Amount</u>
6/14/2019	- TRA Telephone call with client regarding response to motion for summary judgment.	160.00/hr		32.00
6/17/2019	- TRA Continue drafting reply in support of motion to dismiss, including summarizing pro se plaintiff's various unusual and unsupported legal arguments and analyzing why they are deficient [draft 6 pgs].	160.00/hr		800.00
6/18/2019	- TRA Continue drafting reply in support of motions to dismiss, revising and extending arguments regarding additional points raised by plaintiff in his response [4 pgs].	160.00/hr		576.00
6/20/2019	- TRA Finish drafting reply in support of motion to dismiss [1 pgs].	160.00/hr		112.00
	- TRA Email communication with client regarding draft reply in support of motion to dismiss.	160.00/hr		32.00
6/21/2019	- TRA Revise reply in support of motion to dismiss based on comments from client.	160.00/hr		48.00
	- TRA Receipt and review defendant intelli-heart services's reply in support of motion to dismiss [11 pgs].	160.00/hr		48.00
6/24/2019	- TRA Email communication with client Daniel Germain regarding reply in support of motion to dismiss.	160.00/hr		32.00
6/25/2019	- TRA Receipt, review and analyze plaintiff's reply in support of motion for summary judgment and errata [25 pgs].	160.00/hr		80.00
8/21/2019	- STJ Review email from G. Kern, of claims, re: status request	180.00/hr		18.00
	- STJ Draft email to G. Kern re: case status, pending dispositive motion, and timing for a ruling	180.00/hr		36.00
9/23/2019	- TRA Review court docket for recent filings.	160.00/hr		16.00
3/4/2020	- TRA Review court order granting motions to dismiss and judgment [15 pgs].	160.00/hr		48.00
	- TRA Begin preparing motion for attorney fees and costs [2 pgs].	160.00/hr		112.00
	- STJ Review court decision on our motion to dismiss prior to calling claims rep, 12 pages	180.00/hr		72.00
	- STJ Telephone conference with claims [REDACTED]	180.00/hr		36.00

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		<u>Rate</u>	<u>Tax#</u>	<u>Amount</u>
3/4/2020 - STJ	Draft email to claims re: dismissal of claims, and likely appeal	180.00/hr		18.00
3/5/2020 - TRA	Continue preparing motion for attorney fee's and costs [4 pgs].	160.00/hr		432.00
- TRA	Review and analyze Plaintiff's Motion for reconsideration and reversal of judgment due to fraud and error [11 pgs].	160.00/hr		48.00
3/9/2020 - TRA	Continue preparing motion for attorney fees and costs [2 pgs].	160.00/hr		112.00
For professional services rendered		73.20		\$11,822.00
Additional Charges :				
		<u>Qty/Price</u>		
7/26/2019 - STJ	Court Fees- Filing Fee Dated 04/25/19-06/27/19.	1 68.60		68.60
10/15/2019 - STJ	Court Fees- Filing Fee Dated 07/09/19-09/30/19	1 1.90		1.90
Total costs				\$70.50